



Tamara Preiss  
Vice President  
Federal Regulatory and Legal Affairs

1300 I Street, NW, Suite 500 East  
Washington, DC 20005  
Phone 202.515.2540  
Fax 202.336.7922  
[tamara.preiss@verizon.com](mailto:tamara.preiss@verizon.com)

July 3, 2017

**Ex Parte**

Ms. Marlene H. Dortch  
Secretary  
Federal Communications Commission  
445 12<sup>th</sup> Street, SW  
Washington, DC 20554

**Re: Amendment of Parts 1, 22, 24, 27, 74, 80, 95, and 101 to Establish Uniform License Renewal, Discontinuance of Operation, and Geographic Partitioning and Spectrum Disaggregation Rules and Policies for Certain Wireless Radio Services, WT Docket No. 10-112**

Dear Ms. Dortch:

The comments and reply comments filed in this proceeding demonstrate a consensus among the parties on several key points:

- The Commission should not adopt the vague and burdensome “renewal showing” that it proposed in the 2010 NPRM and should instead adopt for all wireless services the straightforward renewal certification it proposed for site-based licenses.<sup>1</sup>
- The Commission should adopt a uniform definition of “permanent discontinuance of operations,” so long as it incorporates sufficient flexibility into the rule to enable licensees to discontinue operations for longer periods when necessary to upgrade their networks or transition to new technologies.<sup>2</sup>
- The Commission should not change the current spectrum disaggregation and geographic partitioning rules to require that each party independently satisfy any performance requirements.<sup>3</sup>
- The Commission should adopt its proposal to eliminate the comparative renewal process.<sup>4</sup>

In its comments, Verizon proposed that the Commission further harmonize renewal obligations across spectrum bands by adopting a presumption that band-specific service rules or conditions will sunset at renewal, absent a finding that those rules are necessary in the public interest.<sup>5</sup> Verizon also proposed that

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<sup>1</sup> See, e.g., Reply Comments of T-Mobile USA, Inc., WT Docket No. 10-112 (filed June 16, 2017) (“T-Mobile Reply Comments”), at 2-4; Reply Comments of Competitive Carriers Association, WT Docket No. 10-112 (filed June 16, 2017) (“CCA Reply Comments”), at 3-5; Reply Comments of United States Cellular Corporation, WT Docket No. 10-112 (filed June 16, 2016) (“USCC Reply Comments”), at 2-5.

<sup>2</sup> See, e.g., T-Mobile Reply Comments at 8-9; CCA Reply Comments at 8-9; USCC Reply Comments at 7-8.

<sup>3</sup> See, e.g., CCA Reply comments at 7; USCC Reply Comments at 6-7. In its comments, Verizon stated that the Commission should refrain from changing the current spectrum disaggregation and geographic partitioning rules. See Comments of Verizon, WT Docket No. 10-112 (filed June 1, 2017) (“Verizon Comments”), at 8. Those comments inadvertently refer to the proposal to require both “the licensee and the lessee” to comply with performance requirements. Verizon intended to refer to both parties to a disaggregation or partitioning agreement, both of whom would be licensees.

<sup>4</sup> See, e.g., T-Mobile Reply Comments at 2, 6-7; USCC Reply Comments at 5-6.

<sup>5</sup> Verizon Comments at 6-7.

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the Commission harmonize its rules to calculate field strength on a per-MHz basis, which would foster increased use of wideband technologies such as LTE.<sup>6</sup> No party opposed these requests.

As the Commission moves forward in this proceeding, it should ensure that any final rules it adopts reflect the industry consensus on the points discussed above.

This letter is being filed pursuant to Section 1.1206 of the Commission's rules. Should you have any questions, please contact the undersigned.

Sincerely,

A handwritten signature in cursive script, appearing to read "Jonathan L. Stein".

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<sup>6</sup> *Id.* at 8-9.